IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.
CRIMINAL APPLICATION No.2491 of 2007

Mangilal Pratapsingh ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr Sanjeev Kadam, Advocate for the Applicant.

Mr K. V. Saste, APP for the State.

CORAM: V. C. DAGA,J.
DATED: 16 8. 2007.

P.C.:-

1. Heard learned counsel for the applicant and learned APP for the State.

2. Perused application and the material available on record.

3. The applicant is seeking bail in C.R. No. 79 of 2004 registered with Walchandnagar Police Styation for the offence under Sections 395, 365, 341, 328 read with Section 34 of the I.P.C.

4. The learned counsel for the applicant, relying upon the order passed by the learned Single Judge of this Court dated 30.11.2004 in Criminal Application No. 5004 of 2004; wherein, the co-accused Abdul Ahmed Abdul

Habib Sheikh has been enlarged on bail,urged that the present applicant is also entitled for bail on parity. The learned APP for the State submits that the case of the present applicant-accused is similar to that of the co-accused and the order passed by this Court would apply in this case, as well.

5. In the above view of the matter, I am inclined to grant bail to the present applicant-accused on the same terms and conditions which are acceptable to the applicant as is stated by him through his counsel.

a. The applicant Mangilal Parbatsingh Bagari (Pawar) be released on bail in connection with the C.R.No. 79 of 2004, registered with Walchand Nagar Police Station on executing personal bond in the sum of Rs. 25,000/- with two local sureties in the like amount.

b. The applicant shall not influence prosecution witnesses or tamper with the prosecution evidence, in any manner, whatsoever.

c. The applicant shall report to the concerned Police Station once in a week on every Saturday between 3:00 to 5:00 p.m. during pendency of the trial.

d. The applicant shall disclose his place of residence to the Investigating Officer as well as the trial Court, where he would stay after the release on bail and shall report to the Trial Court before he travel beyond the State of M.P. where he would ordinarily reside.

e. The applicant shall co-operate for early disposal of the trial. In the event, the trial Court is of the opinion that the applicant is responsible for delay in trial, that be recorded in Roznama and that can be the basis for cancellation of bail.

6. The application is disposed of in above terms.

(V.C. DAGA,J.)